

the court suspended the imposition of sentence and placed the defendant on probation for a period of 2 years, conditioned that he should not sell, dispense, or give away any *Sugretus* or *dehydrated wild carrot* during the period of probation, either in interstate commerce or intrastate commerce.

2944. Alleged misbranding of Bra'zil Liquid Compound and Bra'zil Powder Compound. U. S. v. Yancy T. Shehane (Bra'zil Medicine Co.) Plea of not guilty. Tried to the jury. Verdict of not guilty. (F. D. C. No. 25588. Sample Nos. 27350-K to 27353-K, incl.)

INDICTMENT RETURNED: February 7, 1949, Western District of Arkansas, against Yancy T. Shehane, trading as the Bra'zil Medicine Co., at Arkadelphia, Ark.

ALLEGED SHIPMENT: On or about February 8 and March 8, 1948, from the State of Arkansas into the States of Illinois and Missouri.

LABEL, IN PART: "Bra'zil Liquid Compound Alcohol * * * 13½ % * * * Active Ingredients: Sodium Salicylate" and "Bra'zil Powder Compound Active Ingredients: Epsom Salts."

NATURE OF CHARGE: Misbranding, Section 502 (a), it was alleged that certain statements in the labeling of the articles, including an accompanying leaflet entitled "You May Be Interested In This Medicine—It really Works," were false and misleading in that they represented and suggested that the articles, which were designed and intended for use as a combination treatment, would be efficacious in the treatment of arthritis, neuritis, sciatica, inflammatory rheumatism, rheumatic fever, sinus trouble, bronchial asthma, ulcerated gassy stomachs, kidney pus, gall bladder irritation, prostate gland trouble, nervousness, general poison conditions of the system, aches, pains, swelling, and soreness; and, further that the articles would not be efficacious in the treatment of the conditions represented.

DISPOSITION: A plea of not guilty having been entered, the case came on for trial on October 4, 1949. At the conclusion of the trial on October 5, 1949, the jury returned a verdict of not guilty.

2945. Misbranding of Thiacin. U. S. v. William Teffer (Thiacin Co.). Plea of nolo contendere. Fine, \$500. (F. D. C. No. 26692. Sample No. 27323-K.)

INFORMATION FILED: May 16, 1949, Eastern District of Missouri, against William Teffer, sales director of the Thiacin Co., a partnership, St. Louis, Mo.

ALLEGED SHIPMENT: On or about August 9, 1948, from the State of Missouri into the State of Illinois.

LABEL, IN PART: "Thiacin The Enteric Coated Relief Tablet * * * Each Tablet contains Sodium Salicylate, Thiamin Hydrochloride (10 mg.) Acetylsalicylic Acid, Enteric Coated with Excipient."

NATURE OF CHARGE: Misbranding, Section 502 (a), the labeling of the article, which included a number of accompanying circulars entitled "Ask Yourself This Question," was false and misleading. The labeling represented and suggested that the article would be adequate and effective for the treatment and cure of arthritis, rheumatism, neuralgia, neuritis, and muscular lumbago. The article would not be adequate and effective for the treatment and cure of the conditions represented.

Further misbranding, Section 502 (e) (2), the article was not designated solely by a name recognized in an official compendium and was fabricated from two or more ingredients; and its label failed to bear the common or usual name of each active ingredient since one of the active ingredients of the article